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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/780,297
	Filing Date	February 17, 2004
	First Named Inventor	Apollon Papadimitriou
	Art Unit	1656
	Examiner Name	Kam, Chih Min
Total Number of Pages in This Submission	Attorney Docket Number	20619 US1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
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<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Neose Technologies, Inc. and BioGeneriX Ag Oppositions, and Supplemental Information Disclosure Statement Fee Sheet	
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Patricia S. Rocha-Tramaloni	
Signature		
Date	Feb. 13, 2006	

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Signature		Date Feb. 13, 2006

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PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

Inventor: Apollon Papadimitriou

Group: 1656

Serial No. 10/780,297, filed February 17, 2004
(Ref. No. 20619 US1)

Examiner: Kam, Chih Min

For: **ERYTHROPOIETIN COMPOSITION**

REQUEST TO CHARGE DEPOSIT ACCOUNT

Nutley, New Jersey 07110

Date: February 13, 2006

Mail Stop: Amendments
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a **SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT** in the above-identified application.

- ☒ Please charge Deposit Account No. 08-2525 in the amount of \$180.00 which is the fee in connection with the filing of the enclosed paper.
- ☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 08-2525.

02/17/2006 BABRAHA1 00000039 082525 10780297

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Serial No. 10/780,297
Filed: February 17, 2004

X This sheet is provided in duplicate.

Respectfully submitted,



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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

Inventor(s): Apollon Papadimitriou

Group: 1656

Application No. 10/780,297, filed February 17, 2004 Examiner: Kam, Chih Min
(Case Docket No. 20619 US1)

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Nutley, New Jersey 07110

Date: February 13, 2006

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, applicants respectfully direct the Examiner's attention to two additional oppositions filed in Europe against European Patent EP 1 311 285, which corresponds to the instant application: one filed by Neose Technologies, Inc. and one by BioGeneriX Ag.

A copy of the opposition papers received by applicant's European affiliate is enclosed. Documents A21-A26 listed on the enclosed Form PTO 1449 correspond to foreign documents that were cited in the above-mentioned oppositions, and have not already been cited in the instant application. These documents, copies of which are not enclosed because they are U.S. Patents or applications, are herein brought to the Examiner's attention.

Appl. No. 10/780,297
Filed: February 17, 2004

It is respectfully submitted that these documents are no more relevant than the references already of record.

The Examiner's attention is particularly directed to US 2003/0092622 which discusses, inter alia, protein formulations containing tryptophan and optional also methionine (see, e.g., page Paragraph [0050]).

The Examiner's attention is also directed to US 2004/0038878 which discusses injectable pharmaceutical formulations containing a protein, including for example an EPO, and at least one sugar as a soothing agent and having a pH of 6.5-7.4. In Paragraph [0038] methionine is stated to be an optional stabilizer.

Consideration of all the documents cited on Form PTO-1449 is requested.

Respectfully submitted,



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Substitute for form 1449A/PTO						Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)						Application Number	10/780,297
						Filing Date	February 17, 2004
						First Name Inventor	Apollon Papadimitriou
						Group Art Unit	1656
						Examiner Name	Kam, Chih Min
Sheet	1	of	1			Attorney Docket Number	20619 US1
U.S. PATENT DOCUMENTS							
Examiner Initials ¹	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited document MM-DD-YYYY		
		Number	Kind Code ² (if known)				
	A21	5,354,934		Colin G. Pitt, et al.	10-11-1994		
	A22	6,372,715 (WO 99/07401)	B1	Joachim Peter Kaltwasser, et al.	04-16-2002		
	A23	6,440,932 (WO 98/58660)	B1	Paul Lehmann, et al.	08-27-2002		
	A24	6,586,398 (WO 2001/76640)	B1	Olaf Kinstler, et al.	07-01-2003		
	A25	2003/0092622 (EP 1260230)	A1	Yasushi Sato, et al.	05-15-2003		
	A26	2004/0038878 (EP 1336410)	A1	Masahiko Tanikawa, et al.	02-26-2004		
FOREIGN PATENT DOCUMENTS							
Examiner Initials ¹	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)			
Examiner Signature		Date Considered					